

## CLEARY GOTTlieb STEEN &amp; HAMILTON LLP

One Liberty Plaza  
New York, NY 10006-1470

T: +1 212 225 2000

F: +1 212 225 3999

clearygottlieb.com

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CARINA S. WALLANCE  
ALEXANDER JANGHORBANI  
RESIDENT COUNSEL

D: +1 212 225 2912  
rmukhi@cgsh.com

November 9, 2023

**VIA ECF**

The Honorable Kenneth M. Karas  
United States Courthouse  
300 Quarropas St., Chambers 533  
White Plains, NY 10601

**Re: *Darrell Gunn v. Edwin Ayala*, No. 20-CV-840 (KMK) (JCM)**

Dear Judge Karas:

We are *pro bono* discovery counsel for Darrell Gunn ("Plaintiff") in the above-captioned matter. Pursuant to Your Honor's Individual Rules of Practice I(C), we write jointly on behalf of Plaintiff and Defendant Edwin Ayala ("Defendant") to respectfully request that the Court adjourn the Case Management Conference that is currently scheduled for November 14, 2023 at 11:00am ET. *See* Case Management and Scheduling Order, dated May 3, 2023 (ECF No. 57) ¶ 16. This is the parties' first request for an adjournment of the Case Management Conference.

The discovery deadlines set forth in the Case Management and Scheduling Order were extended pursuant to Your Honor's Order dated June 30, 2023 (ECF No. 65), and later subject to a discovery pause pending Plaintiff's Motion for Leave to File an Amended Complaint. ECF No. 75. After the Court granted Plaintiff's Motion for Leave to File an Amended Complaint, *see* ECF No. 88, Plaintiff filed an Amended Complaint on October 23, 2023 (ECF No. 92), and Defendant answered the Amended Complaint on November 6, 2023 (ECF No. 93).

The parties are currently discussing a new proposed case schedule in this action, and expect to submit a proposed schedule to the Court within the next week.<sup>1</sup>

<sup>1</sup> The parties similarly notified Magistrate Judge McCarthy of their agreement to propose a schedule for the remaining discovery deadlines after the Answer to the Amended Complaint was

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For the foregoing reasons, the parties respectfully jointly request that the Court adjourn the Case Management Conference scheduled for November 14, 2023.

Respectfully submitted,

CLEARY GOTTlieb STEEN & HAMILTON LLP

The 11/14/23 conference is adjourned on the condition that the Parties will submit a new case management plan by 11/17/23.

So Ordered.

11/10/23

By: /s/ Rahul Mukhi

Rahul Mukhi  
Katie L. Gonzalez  
Michael Cinnamon  
Caroline Soussloff

One Liberty Plaza  
New York, NY 10006  
T: 212 225 2000

*Limited Pro Bono Counsel for Plaintiff*

LETITIA JAMES  
Attorney General  
State of New York

By: /s/ Ian Ramage

Ian Ramage  
Assistant Attorney General  
28 Liberty Street  
New York, New York 10005  
(212) 416-8659  
Ian.Ramage@ag.ny.gov

*Attorney for Defendant*

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submitted. See Joint Letter, dated Oct. 17, 2023 (ECF No. 90). Magistrate Judge McCarthy has ordered the parties to submit a joint status letter by December 1, 2023. See ECF No. 91.